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4 BRIAN WHITAKER,
5 Plaintiff,
6 v.
7 KWI KIM,
8 Defendant.
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12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA

14 Case No. 21-cv-03833-HSG

15 **CONDITIONAL ORDER OF
DISMISSAL**

16 Re: Dkt. No. 21

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18 The Court having been advised that the parties have agreed to a settlement of this case,
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20 IT IS HEREBY ORDERED that this case be dismissed with prejudice; provided, however,
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22 that if any party hereto shall certify to this Court, with proof of service of a copy thereon on
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24 opposing counsel, within 60 days from the date hereof, that the agreed consideration for said
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26 settlement has not been delivered over, the foregoing Order shall stand vacated and this case shall
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28 forthwith be restored to the calendar to be set for trial.

Dated: September 28, 2021


21 HAYWOOD S. GILLIAM, JR.
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23 United States District Judge
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